

# Day, Berry & Howard LLP

COUNSELLORS AT LAW

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AMERINDO INVESTMENT ADVISORS INC  
DAVID MAINZER  
CHIEF OPERATING OFFICER  
399 PARK AVENUE  
22ND FLOOR  
NEW YORK, NY 10022

December 29, 2005  
Invoice: 33361883

Tax Identification No. 06-0317480

**FOR PROFESSIONAL SERVICES RENDERED** in the below captioned matter(s) for the period through December 16, 2005, including:

## MONITOR (001775-00000)

<u>Date</u>	<u>Description</u>	<u>Name</u>	<u>Hours</u>
10/03/2005	Telephone call with E. Licker concerning status of certain issues; telephone call with S. Kobre; telephone call with SEC staff attorneys; review of documents in preparation for pretrial conference	Knuts, R	1.8
10/03/2005	Revise and resend returned requests from custodians; calls with T. McEvoy of M&T Bank and J. DePalma of Wachovia regarding questions about our inquiry; obtain network contact information for Bank of America	Whittaker, L	3.0
10/04/2005	Telephone call with J. Hoffman; review memorandum prepared by counsel for Amerindo Technology Fund; further review of documents in preparation for pretrial conference; analyze draft balance sheet provided by company	Knuts, R	2.4
10/04/2005	Revise memorandum to Court describing our activities and findings as monitor; review and revise exhibits with E. McCutcheon	Whittaker, L	3.3
10/05/2005	Telephone call with SEC staff attorneys; telephone call with E. Licker; further analysis of issues concerning Amerindo Technology Fund; preparation for pretrial conference	Knuts, R	1.3
10/05/2005	Continue to create a spreadsheet exhibit of the transactions relevant to investigation and role as monitor	McCutcheon, E	1.0

<u>Date</u>	<u>Description</u>	<u>Name</u>	<u>Hours</u>
10/06/2005	Attend pretrial conference before Judge Swain; preparation for conference; meeting with L. Whittaker to identify remaining tasks to complete report	Knuts, R	2.3
10/06/2005	Continue to create a spreadsheet exhibit of the transactions relevant to investigation and role as monitor	McCutcheon, E	1.0
10/06/2005	Attend Amerindo pretrial conference with B. Knuts	Whittaker, L	1.3
10/07/2005	Telephone call with Nature Conservancy representative concerning outstanding receivable	Knuts, R	0.2
10/07/2005	Continue to create a spreadsheet exhibit of the transactions relevant to investigation and role as monitor	McCutcheon, E	1.0
10/10/2005	Continue to create a spreadsheet exhibit of the transactions relevant to investigation and role as monitor	McCutcheon, E	1.5
10/10/2005	Revise memorandum describing our activities as monitor and revise exhibits to be attached	Whittaker, L	2.5
10/11/2005	Continue to create a spreadsheet exhibit of the transactions relevant to investigation and role as monitor	McCutcheon, E	4.0
10/11/2005	Draft letter and obtain contact information for two potential additional custodians for Amerindo accounts, S.G. Cowen and California Bank & Trust	Whittaker, L	1.1
10/12/2005	Telephone call with counsel for Amerindo Technology Fund concerning open issues; further research regarding same	Knuts, R	1.3
10/12/2005	Continue to create a spreadsheet exhibit of the transactions relevant to investigation and role as monitor	McCutcheon, E	1.0
10/13/2005	Review time charges; draft interim fee application	Knuts, R	1.5
10/13/2005	Continue to create a spreadsheet exhibit of the transactions relevant to investigation and role as monitor	McCutcheon, E	1.5
10/14/2005	Telephone calls with representatives of Amerindo Tech Growth Fund investors concerning status of proceedings	Knuts, R	0.3
10/17/2005	Draft fee application; review order concerning same	Knuts, R	1.5
10/19/2005	Review and analyze documents received from D.	Knuts, R	0.4

<u>Date</u>	<u>Description</u>	<u>Name</u>	<u>Hours</u>
	Mainzer concerning Nature Conservancy issue		
10/20/2005	Review list of proposed payables; request additional information concerning same; review legal bills	Knuts, R	0.3
10/21/2005	Telephone calls concerning Amerindo Technology Growth Fund from investor and counsel for company in which Amerindo Tech Growth Fund invested funds	Knuts, R	0.3
10/25/2005	Review letters received from custodians to date and update chart of letters received	Whittaker, L	0.7
10/26/2005	Analysis of response from Nature Conservancy; telephone call with E. Licker and D. Mainzer; review information concerning brokerage and bank accounts	Knuts, R	2.8
10/27/2005	Review and revise exhibits for report to Court; contact custodians Wachovia and California Bank and Trust for clarification of responses to our letters; draft follow up letter to B. Ikeda at California Bank and Trust to confirm no additional accounts exist that would be responsive to our request	Whittaker, L	3.2
10/31/2005	Telephone calls with financial institutions concerning information for report; review status of report; work on interim fee application	Knuts, R	2.5
11/02/2005	Continue to create and edit spreadsheet exhibits of the transactions relevant to investigation and role as receiver	McCutcheon, E	1.0
11/03/2005	Telephone calls from investor representatives; review and revise fee application; review information to be presented in report to Court	Knuts, R	1.5
11/03/2005	Continue to create and edit spreadsheet exhibits of the transactions relevant to investigation and role as receiver ; gather exhibits and prepare documents for Electronic Filing in connection with role as Monitor	McCutcheon, E	2.5
11/03/2005	Review declaration and attachments; draft service list for Amerindo fee declaration and order; file and serve declaration of B. Knuts for fees and order for attorney's fees; prepare courtesy copy for criminal attorneys	Whittaker, L	3.4
11/04/2005	Additional review and analysis of information to be presented in report to Court	Knuts, R	2.0
11/08/2005	Analyze information in connection with report to be presented to Court	Knuts, R	2.5
11/09/2005	Continued analysis of information to prepare report for	Knuts, R	1.5

<u>Date</u>	<u>Description</u>	<u>Name</u>	<u>Hours</u>
	Court		
11/10/2005	Telephone call with E. Licker concerning request for payment to Amerindo U.K.; telephone call with D. Walker, controller appointed for Amerindo fund in Cayman Islands; further work on report to Court	Knuts, R	1.8
11/10/2005	Contact custodians of Amerindo accounts that have not responded to our request letter for account identifying information, place phone calls and draft follow-up letters to confirm reason, if they are unable to respond	Whittaker, L	1.8
11/11/2005	Contact custodians of Amerindo accounts that have not responded to our request letter for account identifying information, place phone calls and draft follow-up letters to confirm reason, if they are unable to respond	Whittaker, L	1.6
11/15/2005	Meeting with P. Hannon (investor in Amerindo entity)	Knuts, R	0.3
11/16/2005	Work on report to Court and review of original documents	Knuts, R	2.5
11/17/2005	Review Nature Conservancy performance information; draft letter to Nature Conservancy concerning outstanding fees	Knuts, R	1.8
11/21/2005	Further work on report to Court	Knuts, R	1.8
11/22/2005	Work on report to Court and review of underlying documents	Knuts, R	2.5
11/23/2005	Review underlying documents and work further on report to Court	Knuts, R	2.0
11/23/2005	Revise and review report to the Court	Whittaker, L	0.7
11/28/2005	Work concerning report to Court; review and finalize letter to Nature Conservancy; telephone conversation with counsel to sub-tenant	Knuts, R	1.3
11/29/2005	Work on report to Court concerning Monitor activities; telephone call with K. Schuyler concerning decision by Nature Conservancy to pay fees	Knuts, R	3.5
11/29/2005	Review responses to our request for account identifying information, contact several custodians for clarification of their responses and draft letters to J. DePalma at Wachovia and R. Draths at Northern Trust, B. Fernquist at Investors Bank & Trust to confirm our conversations concerning their responses	Whittaker, L	2.6

<u>Date</u>	<u>Description</u>	<u>Name</u>	<u>Hours</u>
11/30/2005	Work on report to Court concerning monitor activities; telephone call with E. Licker concerning certain fact issues; telephone call with Northern Trust representative concerning requests for account information	Knuts, R	4.5
11/30/2005	Continue to create and edit spreadsheet exhibits of the transactions relevant to investigation and role as receiver	McCutcheon, E	2.0
11/30/2005	Revise Exhibits N and H for report to the Court; draft confirmation of accounts letter to A. Flowers at State Street Bank; contact additional custodians who have not responded to our request and update follow-up chart with phone numbers and dates of contact; confirm client list by comparing to funds listed on transaction summaries	Whittaker, L	4.8
12/01/2005	Review documents to complete report to Court; review new information provided by financial institutions; telephone calls to counsel for parties and draft letter to Court concerning request for additional time to file report	Knuts, R	2.3
12/01/2005	Contact custodians that have not responded to our request; revise Exhibit H to include responses we have receive in the past 48 hours and update draft Exhibit H to include additional contact made with institutions that have not responded; review new responses and documents provided, contact custodians for additional information	Whittaker, L	6.6
12/02/2005	Contact custodians that have not responded to our request; revise Exhibit H to include responses we have receive in the past 48 hours and update draft Exhibit H to include additional contact made with institutions that have not responded; review new responses and documents provided, contact custodians for additional information	Whittaker, L	2.2
12/04/2005	Review and revise all exhibits for report to the Court; follow-up with custodians and document new responses	Whittaker, L	4.7
12/05/2005	Complete report to Court; telephone conversations with E. Licker and D. Mainzer to confirm certain information; complete review of underlying information	Knuts, R	7.0
12/05/2005	Review Report to the Court and finalize exhibits; Contact custodians for additional confirmation of accounts and update exhibits accordingly; prepare report for file and service and file report with Court	Whittaker, L	7.5
12/08/2005	Telephone call with D. Walker (controller for Amerindo	Knuts, R	0.3

<u>Date</u>	<u>Description</u>	<u>Name</u>	<u>Hours</u>
	(Cayman)) concerning status of U.S. proceedings		
12/09/2005	Attend pretrial conference concerning written report and other issues; prepare for presentation of monitor report	Knuts, R	3.4
12/09/2005	Attend status conference in the SDNY; draft cover letter for courtesy copy of Fee Application to Court and fax to all parties	Whittaker, L	2.9
12/12/2005	Telephone call with counsel for SEC concerning stipulation suggested at pretrial conference	Knuts, R	0.2

<u>Summary of Hours</u>	<u>Rank</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Robert Knuts	Partner	61.6	\$ 375	\$ 23,100.00
Lisa Pepe Whittaker	Associate	53.9	210	11,319.00
Elisha A. McCutcheon	Assistant	16.5	81	1,336.50
<b>Total</b>		132.0		<b>\$ 35,755.50</b>

Matter Fee	\$ 35,755.50
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#### Matter Disbursement Summary

Photocopying - 1,432 copies at 0.14 cents per copy	\$ 200.48
Overnight Mail	7.83
Postage	12.18
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	\$ 220.49

Matter Disbursements	\$ 220.49
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Total For Professional Services Rendered	35,755.50
Total Disbursements	220.49
<b>Total Bill</b>	<hr/> <b>\$ 35,975.99</b>

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